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L A W Y E R S

E-Filed on 10/23/07

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**STIPULATION RE WITHDRAWAL
OF PROOF OF CLAIM NO. 10725-
02169 FILED BY ROBERT W. ULM
IRA**

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

The USACM Liquidating Trust (the "USACM Trust"), by and through its undersigned counsel, and Robert W. Ulm IRA ("Claimant"), stipulate:

1. Claimant filed a Proof of Claim ("Claim") No. 10725-02169 on January 11, 2007.

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1 2. On September 10, 2007, USACM Trust notified Claimant of discrepancies
2 with respect to the Claim and gave Claimant the option to correct the discrepancies or
3 withdraw the Claim.

4 3. Claimant notified the USACM Trust that Claimant wants to withdraw the
5 proof of claim filed in this case.

6 Therefore, the parties stipulate and agree that Claimant withdraws proof of claim
7 No. 10725-02169 filed on January 11, 2007, and no further notice shall be given to
8 Claimant. Claimant will receive no distribution from the USACM Trust on account of the
9 Claim, but this does not affect any payments Claimant may be entitled to receive from the
10 current or future servicing agent on pending Direct Lender loans from current or future
11 Borrower loan payments.

12 DATED: October 23, 2007

13
14 **LEWIS AND ROCA LLP**

15 By: /s/ RC (#6593)

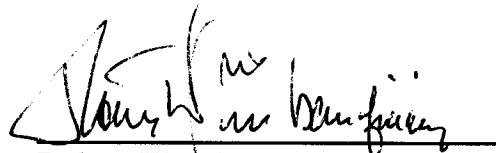
16 Susan M. Freeman, AZ 4199 (*pro hac vice*)

17 Rob Charles, NV 6593

18 *Counsel for USACM Liquidating Trust*

19 -and-

20 DATED: _____, 2007.

21 

22 Robert W. Ulm on behalf of the

23 Robert W. Ulm IRA

24 414 Morning Glory Road

25 Saint Marys, Georgia 31558-4139